(1) (4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

W.P. No.3383 /06 SINGLE BENCH

PETITIONER : **Preet Ram Sahu,**
S/o Shri Purushottam Sahu
Aged about 46 Yrs.
Multipurpose Health Worker,
(wrongly mentioned as Malaria worker in impugned order)
Presently posted at,
Jeejamgaon, Primary Health Center,
Kurud, District Dhamtari (C.G.),
R/o Gram Chatoud, Kurud,
District Dhamtari (C.G.)

P.R. No. 3442/06
Presented by Shri K. Shakeel
dated 10/7/06

VERSUS

RESPONDENT : **1. State of C.G.**
Through : Secretary,
Health & Public Welfare,
D.K.S. Bhawan,
Raipur (C.G.)

2. Block Medical Officer,
Kurud, District Dhamtari (C.G.)

RECEIVED-COPY
10/7/06
CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT, WRITS, ORDER, DIRECTIONS ETC.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP.No.3383/06 **सन्** **200**

(17)

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

12-7-2006:-

Shri Manish Sharma, counsel for the petitioner.

Miss Dipali Pandey, Panel Lawyer for the State/respondents, on advance copy.

Heard both the counsel.

The main grievance raised by the petitioner in this writ petition is that he is working as Multipurpose Health Worker at Jeejamgaon, Primary Health Centre, Kurud, he has been transferred on his own expenses vide order dated 29-6-2006 by respondent No.1 to Jashpur under the Chief Medical and Health Officer, Jashpur considering that the transfer has been effected on the request of the petitioner.

Learned counsel for the petitioner submitted that the petitioner never made such a request and he has been transferred on the ground of his own request and that is why it has been mentioned in the impugned order itself that they are transferred on their own expenses. Learned counsel for the petitioner further submitted that, therefore, the petitioner may be allowed to make a detailed representation to respondent No.1 for rectifying this mistake to which learned counsel for respondents has no objection.

Having heard learned counsel for the parties, having perused the record, without expressing any opinion on the merit of the case, prayer made by learned counsel for the petitioner is just, fair and reasonable, therefore, the petitioner is allowed to make a detailed representation along with copy of this petition to respondent No.1 within a period of 10 days from today and in turn, respondent No.1 is directed to consider and decide representation of the petitioner within a period of 30 days from the

(पीछे देखिये)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

18

मामला क्रमांक ..... **सन्** **200**

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

date of receipt of representation, in an objective manner, in accordance with law.

However, as the petitioner has been transferred on the request of the petitioner whereas, no such request was made by the petitioner and the post where the petitioner is working is still lying vacant, therefore, in view of the above, effect and operation of the impugned transfer order in respect of the petitioner shall remain stayed till the decision of the representation.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.2603/2006 also stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Barve

(पीछे देखिये)

13.7.06 16.7.06